

# Order

Michigan Supreme Court  
Lansing, Michigan

September 27, 2019

Bridget M. McCormack,  
Chief Justice

159205

David F. Viviano,  
Chief Justice Pro Tem

CALEB GRIFFIN,  
Plaintiff-Appellant,

Stephen J. Markman  
Brian K. Zahra  
Richard H. Bernstein  
Elizabeth T. Clement  
Megan K. Cavanagh,  
Justices

v

SC: 159205  
COA: 340480  
Genesee CC: 14-103977-NI

SWARTZ AMBULANCE SERVICE,  
Defendant-Appellee,

and

SARAH ELIZABETH AURAND,  
Defendant.

On order of the Court, the application for leave to appeal the November 29, 2018 judgment of the Court of Appeals is considered. We direct the Clerk to schedule oral argument on the application. MCR 7.305(H)(1).

The appellant shall file a supplemental brief within 42 days of the date of this order addressing whether the operation of the ambulance in this case by the appellee's employee constitutes an "act[] . . . in the treatment of a patient" within the meaning of MCL 333.20965(1). In addition to the brief, the appellant shall electronically file an appendix conforming to MCR 7.312(D)(2). In the brief, citations to the record must provide the appendix page numbers as required by MCR 7.312(B)(1). The appellee shall file a supplemental brief within 21 days of being served with the appellant's brief. The appellee shall also electronically file an appendix, or in the alternative, stipulate to the use of the appendix filed by the appellant. A reply, if any, must be filed by the appellant within 14 days of being served with the appellee's brief. The parties should not submit mere restatements of their application papers.

The Michigan Association for Justice, Michigan Defense Trial Counsel, Inc., and the Negligence Law Section of the State Bar of Michigan are invited to file briefs amicus curiae. Other persons or groups interested in the determination of the issue presented in this case may move the Court for permission to file briefs amicus curiae.



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I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

September 27, 2019

Clerk

